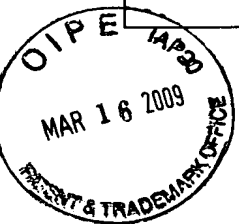


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 13, 2009

Signature: 

(William A. Di Bianca)



Docket No.: SPINE 3.0-437 CIPCIPCIPCIPCIPCON IV
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/784,628

Group Art Unit: 3733

Filed: February 23, 2004

Examiner: J. L.
Cumberledge

For: INSTRUMENTATION FOR INSERTING
AND IMPACTING AN ARTIFICIAL
INTERVERTEBRAL DISC IN AN
INTERVERTEBRAL SPACE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)

Dear Madam:

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge deposit account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our deposit account No. 12-1095.

Dated: March 13, 2009

Respectfully submitted,

By 

William A. Di Bianca

Registration No.: 58,653

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03/16/2009 CCHAUI 00000036 121095 10784628

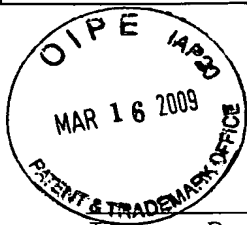
02 FC:1806 180.00 DA

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Signature: 

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Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Madam:

It is respectfully requested that the reference(s) listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference which is not a U.S. patent or patent application is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited reference(s) is/are legally available prior art or that the same is/are pertinent or material.

03/16/2009 CCHAU1 00000036 10784628

02 FC:1806 180.00 DA

Application No.: 10/784,628

Docket No.: SPINE 3.0-437 CIPCIPCIP

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: March 13, 2009

Respectfully submitted,

By 

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